

District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Charleston

Date: 4/21/2010

Case Number 2:05-cr-107

Case Style: USA vs. George Lecco

Type of hearing Criminal Jury Trial

Before the honorable: 2508-Copenhaver

Court Reporter Barbara Steinke

Courtroom Deputy Kelley Miller

Attorney(s) for the Plaintiff or Government R. Gregory McVey, Charles T. Miller, Richard E. Burns

Attorney(s) for the Defendant(s) Gerald Zerkin, Amy Austin, Brian Kornbrath

Law Clerk

Probation Officer

Trial Time

Jury Trial. Day No. 3

Non-Trial Time

Court Time

11:21 am to 12:12 pm

4:49 pm to 5:03 pm

9:33 am to 11:02 am

1:37 pm to 3:23 pm

3:43 pm to 4:39 pm

Total Court Time: 5 Hours 16 Minutes Court actively conducting trial proceedings/Contested proceedings

Courtroom Notes

9:30 case set

9:33 - case called - court in with counsel - Blankenship to resume the stand but is not present - to proceed with another witness

Court informed Blankenship has arrived

Jury in

Carmella Blankenship resumed the stand

US #34 admitted

US #13 David Chafin

US #14 Dr. Hamada Mamoud

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US Exh. #28 - stipulation - admitted

US Exh. #44 - autopsy report -

11:02 Recess

11:21 Resume

US #15 Cliff Akers

US Exh. #29 - Miranda form - admitted

US Exh. #37c - portion of call from jail recording -

US Exh. # 37d - transcript

US Exh. #30 - prior conviction - admitted

12:12 Recess

1:37 Resume

Court explained to the jury ruling made yesterday with regard to certain aspects of Harmon's testimony

US #16 Valerie Friend

US Exh. #20 - plea agreement - admitted

US Exh. #42 - diagram of trailer - admitted

3:23 Recess

3:43 Resume

US #17 Rick Rogers

Cliff Akers resumed the stand

US Exh. # 37a - original CD

US Exh. #37c admitted

US Exh. # 38a - original CD

US Exh. #38c - portion of call from jail recording -admitted

US Exh. #38d - transcript

US Exh. #39a - original CD

US Exh. #39c - portion of call from jail recording - admitted

US Exh. #39d - transcript

US Exh. #40a - original CD

US Exh. #40c - portion of call from jail recording - admitted

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US Exh. #40d - transcript

US Exh. #41 - Michael Looney's death certificate - admitted

Judicial notice - Red Jacket and Newtown in Mingo County - cocaine Schedule II controlled substance

Government rested

Jury excused

4:39 Recess

4:49 Resume

In with counsel

Defense unable to proceed with Rule 29 motion at this time

Court directed defense to be prepared to go forward with the motion at 9:30 a.m. tomorrow morning

5:03 concluded